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HOUSE BILL 1013

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

MAX COLL

AN ACT

RELATING TO EDUCATION; AMENDING AND ENACTING SECTIONS OF THE
PUBLIC SCHOOL FINANCE ACT TO ESTABLISH A COST-OF-LIVING
ADJUSTMENT IN THE SCHOOL FUNDING FORMULA; MAKING AN
APPROPRIATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Effective July 1, 1998, Section 22-8-18 NMSA
1978 (being Laws 1974, Chapter 8, Section 8, as amended) is
amended to read:

"22-8-18. PROGRAM COST CALCULATION--LOCAL SCHOOL BOARD
RESPONSIBILITY. --

A. The total program units for the purpose of
computing the program cost shall be calculated by multiplying
the sum of the program units itemized as Paragraphs (1) through
(4) ~~[in]~~ of this subsection by the cost-of-living index.

Underscored material = new
[bracketed material] = delete

1 ~~multiplied~~ multiplying that product by the instruction staff training and
2 experience index and adding the program units itemized as
3 Paragraphs (5) through (7) ~~in~~ of this subsection. The
4 itemized program units are as follows:

5 (1) early childhood education;
6 (2) basic education;
7 (3) special education, adjusted by subtracting
8 the units derived from class D special education MEM in private,
9 nonsectarian, nonprofit training centers;

10 (4) bilingual ~~multicultural~~ education;

11 (5) size adjustment;

12 (6) enrollment growth or new district
13 adjustment; and

14 (7) special education units derived from class
15 D special education MEM in private, nonsectarian, nonprofit
16 training centers.

17 B. The total program cost calculated as prescribed
18 in Subsection A of this section includes the cost of early
19 childhood, special, bilingual ~~multicultural~~ and vocational
20 education and other remedial or enrichment programs. It is the
21 responsibility of the local school board to determine its
22 priorities in terms of the needs of the community served by that
23 board. Funds generated under the Public School Finance Act are
24 discretionary to local school boards, provided that the special
25 program needs as enumerated in this section are met."

Underscored material = new
[bracketed material] = delete

1 Section 2. Effective July 1, 1998, a new section of the
2 Public School Finance Act, Section 22-8-24.1 NMSA 1978 is
3 enacted to read:

4 "22-8-24.1. [NEW MATERIAL] COST-OF-LIVING INDEX. --

5 A. For the purpose of calculating the cost-of-living
6 index, the department shall establish and maintain a data base
7 of housing costs in each school district. The data base shall
8 be updated annually at the end of each fiscal year. After
9 establishing and updating the data base, the department shall
10 calculate the average housing cost in each school district and
11 the average housing cost in the state.

12 B. A school district with an average housing cost
13 that is equal to or less than twenty percent above the statewide
14 average shall have a cost-of-living index of 1.0.

15 C. A school district with an average housing cost
16 that is greater than twenty percent but less than thirty percent
17 above the statewide average housing cost shall have a cost-of-
18 living index of 1.02.

19 D. A school district with an average housing cost
20 that is thirty percent or more than the statewide average
21 housing cost shall have a cost-of-living index of 1.04."

22 Section 3. APPROPRIATION. -- Fifty thousand dollars
23 (\$50,000) is appropriated from the general fund to the state
24 department of public education for expenditure in fiscal year
25 1998 for the purpose of performing or contracting for the

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Underscored material = new
~~[bracketed material] = delete~~

1 performance of a study to establish a data base measuring
2 housing costs in the state's eighty-nine school districts. Any
3 unexpended or unencumbered balance remaining at the end of
4 fiscal year 1998 shall revert to the general fund.